



February 23, 1999

EXHIBIT A4

Mr. Rick Heatter
MGC Communications, Inc.
3301 North Buffalo Drive
Las Vegas, NV 89129

Dear Mr. Heatter:

Effective February 12, 1999, Ameritech Information Industry Services (AIIS) implemented several process changes in its Unbundled Service Center.

The following attachments are enclosed which explain the changes:

- * Order Notification
- * Questions & Answers
- * Process Forms
 1. Integrated Digital Loop Carrier and Remote Switching Notification
 2. ADSL/HDSL Loop Technical Compliance Notification & Authorization
 3. Engineering and Outside Plant Delay Notification
 4. Unbundled Loop Work Notification and Authorization

Please note, Process Forms 2 and 4 were developed by Ameritech as an expedited Bona Fide Request (BFR) process alternative.

If you have any questions about these changes, please don't hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, reading "Richard E. Loechl".

Richard Loechl
Account Manager

PHONE MICHIGAN ORDER NOTIFICATION

Summary

In July, 1998, Phone Michigan filed a complaint with the Michigan Public Service Commission (MPSC) claiming that Ameritech Michigan violated their interconnection agreement by imposing special line construction charges for unbundled loops. On February 9, 1999, the MPSC issued an Order ruling on Phone Michigan's complaint. Outlined below are some highlights of the Order:

- The MPSC interpreted the term "available" in the Phone Michigan agreement to mean loops are available in areas served by Ameritech Michigan.
- The MPSC concluded that Ameritech discriminated against Phone Michigan by requiring it to pay special construction charges in connection with provisioning of an unbundled loop when Ameritech Michigan routinely foregoes collecting these charges from its retail customers. According to the MPSC, non-discriminatory treatment means that Ameritech Michigan must provision unbundled network elements in the same manner that it provisions elements to itself and retail services to its end users.
- The MPSC found that the imposition of special construction costs constitutes double recovery because these costs were already recovered in the TSLRIC studies and hence the unbundled loop prices. If the TSLRIC studies do not reflect these costs, then the MPSC states that the TSLRIC studies should be reevaluated in the next biennial filing.
- The MPSC ordered Ameritech to cease and desist from requiring Phone Michigan to waive its rights to dispute special construction charges as a condition for provisioning loops.
- The MPSC granted Phone Michigan \$170,000 in fines: \$2,000 per each of the incidents plus \$20,000 for each of the two MTA violations.

Ameritech process changes

Beginning on February 12, 1999, Ameritech implemented the following process changes in the Unbundling Service Center (Orders submitted prior to February 12, 1999 will be processed under the previous plan):

- Eliminated the Special Construction forms.
- Implemented four new forms depending on the type of work required, please see the new forms attached.
- The first two forms will be implemented for all customers in all states:
 - * Integrated Digital Loop Carrier (IDLC) and Remote Switching Notification
 - * ADSL/HDSL Loop Technical Compliance Notification & Authorization
- The next two forms apply to work activities not comprising IDLC, remote switching, and ADSL/HDSL unbundled loops:
 - * The Engineering and Outside Plant Delay Notification (Michigan only)
 - * Unbundled Loop Work Notification and Authorization
- The Engineering and Outside Plant Delay Notification will apply in Michigan only. This form means that Ameritech will perform activities to process the unbundled loop request in quantity and loop type at no additional charge. Customers will still see delays in installation over their contract negotiated interval.
- The Unbundled Loop Work Notification and Authorization will apply in the states of Illinois, Indiana, Ohio, and Wisconsin. This form means that Ameritech will continue to offer customers the ability to process orders at additional charges and due dates specified.

Order submitted prior to February 12, 1999 shall not be subject to this process change. Also for all customers who have agreements which provide for pre-authorization, Ameritech will continue to permit pre-authorization in all applicable situations except for requests for unbundled loops serviced by IDLC or remote switching.

To reiterate, the Special Construction process was developed to expedite customer requests for unbundled loops. In almost all interconnection agreements, if the requesting carrier orders an unbundled loop serviced by IDLC or remote switching deployed as a loop concentrator and no spare physical Loop is available, the requesting carrier must submit a BFR in order to obtain the unbundled Loop. Ameritech will adhere to the terms of the agreement.

PHONE MICHIGAN ORDER NOTIFICATION

Q: What does the MPSC require Ameritech to do?

A: The MPSC's Order states that Ameritech cannot issue special construction quotes in the manner in which we did before. While Ameritech disagrees with the MPSC's conclusions, we will be modifying our processes to comply.

Q: Is Ameritech going to appeal the Order?

A: Ameritech legal staff is now reviewing its options for an appeal.

Q: Will Ameritech seek a stay of the Order?

A: A stay may be one of the options Ameritech's legal staff is considering.

Q: Is the MPSC Order applicable in all states or just in Michigan?

A: The MPSC's Order only applies to Michigan, as they do not have jurisdiction elsewhere. However, you will see some changes to process in the other states.

Q: Is the MPSC Order applicable only to Phone Michigan or is it applicable to all customers in Michigan?

A: It is Ameritech's understanding that the Order only addressed the interconnection agreement between Ameritech and Phone Michigan. However, because Ameritech is required to be non-discriminatory in its treatment of all CLECs and until Ameritech reviews each contract to determine if the provisions are the same as in the Phone Michigan agreement, Ameritech will be treating all customers in Michigan in the same manner.



Integrated Digital Loop Carrier (IDLC)
and Remote Switching Notification

Customer Name-

Customer Fax Number-

Originator-

Purchase Order Number-

End User Name-

Requested Service Date-

Ameritech is sending this fax as formal notification of the above Purchase Order.

This request cannot be processed at this time due to the existence of Integrated Digital Loop Carrier (IDLC) or Remote Switching Unit deployed as loop concentrator. There are no spare, physical loops to provision the order.

As provided in your Interconnection Agreement, a Bona Fide Request (BFR) may be submitted to further address your request. This request will be cancelled after five business days.

Any Questions Call 800 924-3666 x2008



ADSL/HDSL Loop Technical Compliance Notification & Authorization

Customer Name-

Customer Fax Number-

Originator-

Purchase Order Number-

End User Name-

Service Order Number-

Service Order Due Date-

Loop Type – (check one) ☐ ADSL – 2 wire ☐ HDSL – 2 wire ☐ HDSL – 4 wire

Ameritech is sending this fax as formal notification of the above Service Order.

This service order will be delayed because the facilities do not meet the technical specifications delineated in your interconnection agreement (or tariff where an agreement does not exist). Ameritech would be required to perform engineering and/or outside plant activities to complete your order.

Facility charges for:

Charges associated with altering the loop(s) contained on this order to match ADSL/HDSL technical specifications, per your interconnection agreement, are as follows:

Material: \$

Plant Labor: \$

Engineering Labor: \$

Sub-Total: \$

Shared and Common Cost: \$

Total: \$

If Ameritech receives the acceptance by _____, the new Due Date will be _____. If any additional information regarding this order becomes available, we will bring it to your attention as soon as possible.

If you would like Ameritech to proceed with this order at the rates and charges specified above, please sign the acceptance line below.

Accepted by: _____

Date: _____

Declined by: _____

If Ameritech AIIS Customer Service Center does not receive your response in five business days, Ameritech will cancel this order.

From: 800 924-3666 x2008

Fax response to AIIS (414) 227-6917



Engineering and Outside Plant Delay Notification

Customer Name-

Customer Fax Number-

Originator-

Purchase Order Number-

End User Name-

Service Order Number-

Service Order Due Date-

Ameritech is sending this fax as formal notification of the above Service Order.

This service order will be delayed. Ameritech must complete necessary engineering and/or outside plant activities to complete the order. Ameritech expects your new Due Date to be _____. Any additional delays will be brought to your attention as soon as possible.

Any Questions Call 800 924-3666 x2008



Unbundled Loop Work Notification and Authorization

Customer Name-

Customer Fax Number-

Voice Telephone Number-

Originator-

Purchase Order Number-

End User Name-

Service Order Number-

Facility Charges for-

Equipment/Materials \$

Other \$

Tech Time \$

Engineer Time \$

Common and Shared Cost \$

Total: \$

If Ameritech receives the acceptance by _____, the new Due Date will be _____. If any additional information regarding this order becomes available, we will bring it to your attention as soon as possible.

If you would like Ameritech to proceed with this order at the rates and charges specified above, please sign the acceptance line below.

Accepted by: _____

Date: _____

Declined by: _____

From: 800 924-3666 x2008

Fax response to AIIS (414) 227-6917

EXHIBIT A-5

EXHIBIT 5

EXHIBIT A-5

Scott Sarem

From: Lauri Brow
Sent: Monday, July 26, 1999 12:50 PM
To: Scott Sarem
Subject: FW: Late notofications of lines behind remotes

From: Carole Koehler
Sent: Monday, July 26, 1999 10:53 AM
To: Lauri Brow
Subject: RE: Late notofications of lines behind remotes

pon 10-24237 dd 7/26, just received notification that this is behind an RSU from NOMC. Montclair Insurance, 10254 Central Ave., Montclair Porting 1 line, new dd expected to be 8/10 (I have a 2nd order, under different name but at same address, with a dd of 8/10 because it is behind an RSU. The I order number is 4714621 dated 7/21...Thanks CK

-----Original Message-----

From: Lauri Brow
Sent: Monday, July 26, 1999 8:03 AM
To: Anthony Prodigalidad; Barbara Bueno; Brent Huber; Carole Koehler; Cynthia Campbell; Eddie Garavito; Edwin Gillette; Elayne Sigwing; Ernesto Prodigalidad; Jeurrena Durgin; Judy Arrellano; KAREN Knight; Kevin Reynolds; Maria Alvarez; Mary Renfro; Nancy Baer; Phillipa Riley; Tracy McAllister
Subject: FW: Late notofications of lines behind remotes
Importance: High

Please give me whatever example pon #'s/GTE order numbers you can ASAP.

Thx.

L

-----Original Message-----

From: Scott Sarem
Sent: Sunday, July 25, 1999 6:35 PM
To: Lauri Brow; Joanie Rose; George Morcos
Cc: Jim Turco; Gary Diaz; John Martin; Mark Peterson
Subject: Late notofications of lines behind remotes
Importance: High

Lauri/Joanie/George:

I need you to provide me with some specific examples of GTE giving your groups notice that a customer is located behind a remote the day the conversion is scheduled.

I need this information by 11 am Monday morning. I really appreciate your help.

Scott

Scott Sarem

From: Lauri Brow
Sent: Monday, July 26, 1999 10:52 AM
To: Scott Sarem; Joanie Rose; George Morcos
Cc: Jim Turco; Gary Diaz; John Martin; Mark Peterson
Subject: RE: Late notofications of lines behind remotes

Pon 10-00022963
GTE Ord # 14477922
FOC date 7/20
Rec'd RSU notification 7/20-verbal notification by NOMC upon call initiated by SAR due to NDT

L

-----Original Message-----

From: Scott Sarem
Sent: Sunday, July 25, 1999 6:35 PM
To: Lauri Brow; Joanie Rose; George Morcos
Cc: Jim Turco; Gary Diaz; John Martin; Mark Peterson
Subject: Late notofications of lines behind remotes
Importance: High

Lauri/Joanie/George:

I need you to provide me with some specific examples of GTE giving your groups notice that a customer is located behind a remote the day the conversion is scheduled.

I need this information by 11 am Monday morning. I really appreciate your help.

Scott

EXHIBIT A-6

EXHIBIT 6

EXHIBIT A-6

Ellen Robinson
Director - Wholesale Markets



GTE Network Services

CA500CM
One GTE Place
Thousand Oaks, CA 91362
805 372-8845
Fax: 805 373-6248

April 16, 1998

Mr. Mark Peterson
President - Western Region
3400 Inland Empire Boulevard
Suite 201
Ontario, CA 91764

Dear Mark:

This letter is in response to your correspondence dated March 20, 1998. Each of the issues you described are addressed below.

Provisioning

On April 3, 1998 GTE representatives met with John Boersma and you to review a revised process for provisioning. Larry Walton, Director - Service Fulfillment, explained the VIVID procedures which were implemented last week. Beginning Monday, April 13, VIVID began confirming orders, identify jeopardy and reporting on achieved commitments - jeopardy and due dates missed due to GTE or MGC actions. VIVID will report jeopardies to the NOMC for NOMC rescheduling of the jeopardy. A report will be released daily and will be modified as industry standards are developed. GTE will confirm results based on the VIVID center reports. As Larry explained, the VIVID center is an internal work group which is responsible for coordinating the provisioning process. They are not intended to be a customer contact point; your established contacts will remain the same. Additionally, all DAC-FAC activity will be handled by our Ontario office. This work group will have the training necessary to efficiently process UNE orders. As agreed, MGC will continue to provide GTE a list of orders, including the due date when possible, to ensure we are capturing all order activity.

Mark Heitzman, Manager - NOMC, provided the status on issues related to NOMC order processing. The NOMC representatives were also trained on VIVID procedures last week.

*Changes
shown
in comments
to date*

*Vivid -
John -
Kent -
Mike M. -
Scott -
Plo -
Murray / Comand -
Mark -*

Mr. Mark Peterson
April 16, 1998
Page 2

These steps will ensure a substantial improvement in our provisioning results; a follow up meeting will be held in May to review results for April.

Parity

GTE's Due Date Policy

Resale:

GTE will provide the same due dates for any and all resale services ordered by a CLEC with the same due date that a GTE retail end user receives in a given geographical area for like and comparable services. These due dates do not apply to any Unbundled Network Element (UNE) service.

UNE Loop Installation Intervals - No Field Visit:

GTE will provide a 3 day standard interval for all CLEC unbundled loops providing POTS for conversions where a field visit is not required. Standard intervals quoted will be based on business days from application date to completion date. UNE loops providing advanced services, i.e. DS1, ISDN, etc. will receive due dates equal to like and similar special services provided to GTE end users.

UNE Loop Installation Intervals - Field Visit:

GTE will use the due date provided by Due Date Manager when available for all UNE POTS loops not behind pair gain devices. If Due Date Manager is not available in a given area, a default of a 5 business day interval will be used.

UNE Loop Installation Intervals - Integrated Pair Gain:

GTE will provide a 5 day standard interval for UNE POTS loops served from a pair gain device where facilities are available. Where existing physical or universal loop carrier does not exist, GTE will notify CLEC within 48 hours of receipt of the order. The CLEC may opt to use the BFR process, a monthly recurring charge, or cancel the order.

The UNE loop behind pair gain procedure is enclosed for your review.

Mr. Mark Peterson
April 16, 1998
Page 3

Remote Location Information and Other Network Information

GTE has declined to disclose to MGC the location of pair gain facilities within the network because this information is not available on a global basis. The information becomes available on a circuit by circuit basis only when the LSR is received in the NOMC. ?

The NOMC service representative validates whether the particular UNE loop requested is served behind a pair gain. This data is available on a CSR for California accounts only and is identified as a "070003: CXS DC01:SYS2:CKR" record on the CSR. However, some training may be required to understand the information provided on the CSR.

GTE has investigated MGC's request to provide data on a global basis. The data is not available. Investigation has revealed that the source of the data is available in MARK but would require program modifications to retrieve on a global basis. GTE requires \$3 to \$5 thousand dollars to do an Order Of Magnitude (OOM) to determine total costs to provide data MGC is requesting. If MGC is interested in paying for an OOM review, GTE will consider the review.

GTE is investigating the possibility of providing SAG database information to MGC.

Interim Tracking and Management of MGC Loop Orders to GTE

This process is superseded by the implementation of VIVID procedures.

Non-Recurring Charges

The adaption of the AT&T agreement by MGC is all inclusive. While GTE can not renegotiate pieces of the agreement, we will determine the legal and regulatory flexibility relative to renegotiating a new contract. Kent?

We are committed to providing quality service to our customers and appreciate your willingness to work with us to achieve that goal. If you wish any clarification of the information provided, please contact me at (805) 372-8845.

Ellen Robinson

BR:lan
Enclosure

**UNE Loops Served From a GTE Pair Gain Location (Remote),
March 4, 1998**

GTE will use the following process for provisioning of UNE Loops behind a pair gain facility:

1. GTE will first use all available, spare physical or pair gain facilities to provision any CLEC request for a UNE loop.
2. Upon exhaust of all available spares, GTE will notify CLEC of the lack of facilities, using the Jeopardy Report.
3. CLEC may choose to cancel the pending order or issue a bonafide request (BFR) to GTE to construct pair gain facilities to complete the provisioning of the UNE loop. In both cases, CLEC must notify the NOMC of their intent by the use of a Supplemental LSR.
4. CLEC will provide a BFR to their Account Manager. After receipt of the BFR, the GTE Account Manager will provide to CLEC a price quote and due date for installation of a D-4 channel bank or similar pair gain for UNE loops. The price quote will be provided within 30 days of receipt of a valid BFR.
5. CLEC may choose to accept or reject the BFR proposal. If rejected, the pending service order(s) for UNE loops for that particular serving location will be canceled.
6. If CLEC chooses to accept the BFR proposal, GTE will construct the pair gain and notify CLEC of the new UNE Loop service order due date by the use of the Jeopardy process. The CLEC D-4 channel bank or pair gain will be dedicated to the CLEC for its own use. GTE will keep assignment control and will own, maintain and repair the D-4 type facility.
7. When the available pair gain facilities for the dedicated CLEC pair gain are exhausted, GTE will follow the above described procedure to notify CLEC.

As an alternative to the BFR process, where the CLEC would pay for an entire channel bank, and it would then be dedicated for their use, GTE is willing to offer the option of a Monthly Recurring Charge (MRC) for UNE loops behind pair gains.

A benefit of the MRC option to the CLEC would be that the time frame to process a BFR would be eliminated. There would be no dedicated banks for the CLEC, therefore, in many instances, facilities would be available, as GTE would monitor pair gain fill and use best efforts to install pair gain in advance of anticipated service orders. In some cases, there may be delays in provisioning due to the time frame needed to order and install pair gain, similar to GTE retail end users who order special services provided thru the pair gain.



An additional benefit to the CLEC would be the flexibility that the MRC procedure would allow the CLEC. The CLEC could add and subtract UNE loops by pair gain location without having to invest dollars up front prior to ordering the loops.

The MRC charge for UNE loops will vary by state. This charge varies from around \$9.00 to \$16.00. This charge will be added by the NOMC to every UNE loop served behind pair gain, if the CLEC chooses to use this process in lieu of the BFR process. The CLEC will be notified on the Local Service Confirmation (LSC) of the MRC until such time as the CLEC has the capability to identify end users served by pair gain locations during the preorder process. The MRC on the LSC will allow the CLEC to accept or cancel the service order prior to provisioning.

GTE is offering the CLEC the option of either 1) the BFR process to pay for installation of dedicated pair gains to serve the UNE loops, or 2) the use of an MRC for all loops behind a pair gain. GTE is not willing to offer this option based upon location. This option is CLEC specific.

Should the CLEC choose the MRC process, GTE would need a few weeks to implement the complete procedure.



EXHIBIT 7

EXHIBIT A-1

Scott Sarem

From: Scott Sarem
Sent: Sunday, July 25, 1999 6:36 PM
To: Scott Sarem
Subject: FW: May 13, 1999 ADR

-----Original Message-----

From: John Peterson [SMTP:john.peterson@telops.gte.com]
Sent: Saturday, July 17, 1999 2:43 PM
To: SSarem@mgccom.com
Cc: John Peterson; Laura Schneider
Subject: May 13, 1999 ADR

Scott,

In a recent conference call you inquired about the status of GTE's efforts to be able to provide 48 hour jeep notification, from receipt of an LSR when spare facilities are not available behind pair gain. As I indicated on the call, we have had the work around in place to provide this notification, effective June 21st.

Are we in a position to close the ADR MGC initiated on May 13, 1999 regarding this issue? If not, in your view, what conditions need to be satisfied so we can close this one?

Sincerely,

John Peterson
972-718-5988
972-719-1519 Fax

Original Text

From: John Peterson@CARMKTS.CC@TXIRV, on 6/10/99 3:56 PM:
To: SMTP[SSarem@mgccom.com]
Cc: John Peterson@CARMKTS.CC@TXIRV, John Stanley@CARMKT.CMS@CATOK, Steve Roosa@CARMKT.CMS@CATOK, Susan Grecian@CARMKT.CMS@CATOK

Scott,

I wanted to provide an update on GTE efforts to implement a 48 hour jeopardy notification process, from receipt of an LSR, if spare facilities are not available behind pair gain devices.

First, this jeep notification process will only apply for 2-wire UNE's loops behind a remote or pair gain. When one of these orders is received by the NOMC it will be sent to a separate queue immediately. The design group will monitor this queue and check for facilities. If there are facilities the order will be processed. If there are no facilities the design group will put the order in the jeopardy queue. These queues will be monitored by the NOMC so that CLEC's can be notified within 48 hours of a jeopardy. There will be appropriate remarks, from the design group, on the order as to whether it is a BFR situation or if there is a work order in progress.

This workaround was developed so that GTE could roll the process out nationally. Although our original target date for implementation was June 14th, the implementation date is now scheduled for June 21st in California. The date was extended so the new process could be rolled out nationally in a NOCV ordering environment. California will be converting

from SOLAR to NOCV (GTE's order taking system) on June 18th.

You had also inquired about what to do with orders until June 21st. GTE has developed a CLEC Remote Address Report. This report provides the identification of end users being served behind remote pair gain devices, wherein D4 channel banks may be required prior to the provisioning of the loop on a UNE basis. The report will provide the CLEC a range of end user street addresses being served on Central Office distribution facilities located behind a remote pair gain device. The initial Report Charge is \$275. You could focus your marketing efforts based on this information. I don't know if this is practical for you, given June 21st is only a couple of weeks away, but on an ongoing basis, having the knowledge of street addresses that are served by pair gain would give you a picture of those addresses where the potential exists for jeeps for lack of facilities. If you're interested there is more information in the CLEC Guide on this product.

John Peterson
972-718-5988
972-719-1519 Fax

From: John Peterson@CARMKTS.CC@TXIRV, on 6/2/99 9:25 PM:
To: smtp[<SSarem@mgccom.com>]
Cc: John Peterson@CARMKTS.CC@TXIRV, John Stanley@CARMKT.CMS@CATOK, Steve Roosa@CARMKT.CMS@CATOK

Scott,

On 5/19/99 I provided a preliminary response to your 5/13/99 ADR regarding timely jeopardy notification when spare facilities are not available behind pair gain devices. I indicated our order centers (both wholesale and retail) do have the ability to determine when a loop is served by pair gain, however there is not an ability in the order centers to determine facility availability. The jeep process contained in the CLEC guide is the same process GTE uses on the retail side.

We have completed a process review to determine how more timely jeep notification can be provided to MGC. The target for the process team was to determine how the process can be improved so that notification of lack of facilities can be provided within 48 hours of the request.

This issue turned out to be more complex than originally thought, as it involves the provisioning activities performed by our design group, rather than the up front verification of copper facilities we had initially assumed. Due to the way these types of orders are scheduled by our system, we had to come up with a workaround to get the order to be worked by the design group within the required timeframe. We plan to do a national rollout of this workaround as a standard process, and will need some time to get NOMC and design personnel trained on the new procedures. Current target date for implementation is June 14th.

Let me know if you would like to link up our operational folks to discuss this item further.

John Peterson
972-718-5988
972-719-1519 Fax

From: "Scott Sarem" <SSarem@mgccom.com>, on 5/24/99 3:02 PM:
To: Steve Roosa@CARMKT.CMS@CATOK, John Stanley@CARMKT.CMS@CATOK, John Peterson@CARMKTS.CC@TXIRV
Cc: smtp["Mark Peterson" <MPeterson@mgccom.com>], smtp["George Morcos"]

<GMorcos@mgccom.com>], smtp["Kent Heyman" <KHeyman@mgccom.com>]

John:

Attached is the most recent example of MGC being notified of a no facilities situation because the loop is located behind an RSU the day of the scheduled conversion.

Please let me know when this issue will be permanently fixed.

Thank you,

Scott Sarem

> -----Original Message-----

> From: Lauri Brow

> Sent: Monday, May 24, 1999 12:50 PM

> To: Scott Sarem; George Morcos

> Subject: RE: Behind RSU

>

> This morning.

>

> -----Original Message-----

> From: Scott Sarem

> Sent: Monday, May 24, 1999 12:45 PM

> To: Lauri Brow; George Morcos

> Subject: RE: Behind RSU

>

> When were we notified?

>

> -----Original Message-----

> From: Lauri Brow

> Sent: Monday, May 24, 1999 11:59 AM

> To: Scott Sarem; George Morcos

> Subject: FW: Behind RSU

>

> FYI.

>

> L

>

> -----Original Message-----

> From: Ernesto Prodigalidad

> Sent: Monday, May 24, 1999 11:56 AM

> To: Lauri Brow

> Cc: Gary Diaz

> Subject: Behind RSU

>

> Two more orders behind RSU with the DD of 5/24.

>

> PON 10-16750, Purrfect Auto Service

> Tel: 909-622-8774

> # of lines: 5

>

> PON 10-17214, Hocks Honda & Acura

> Tel: 909-620-9761

> # of lines: 2

>

> Ernesto

Network Interface Device ("NID")

EXHIBIT B

Network Interface Device ("NID")

The Commission Must Continue to Require Unbundled Access to the NID

Although NIDs are included in MGC's proposed definition of a loop, MGC believes that NIDs also must remain available as a distinct UNE. Without unbundled access to the NID, facilities based residential and small business competition would be all but foreclosed.

a. NIDs Meet the Section 251(d)(2) Standard for Unbundling

Like the local loop, the NID is a nonproprietary network element that qualifies for unbundling under the impairment test of Section 251(d)(2)(B). Due to the dedicated, customer specific nature of NIDs, competitive alternatives are not available on a wholesale basis. Self-provisioning, although "possible" is uneconomic in many instances. This is demonstrated by the fact that all of the 80,000 loops MGC has in service are provisioned with a NID, rather than without it. As with loops, CLECs are unable to match the scope, scale, and time advantages that ILECs derive from their ubiquitous integrated plant. Indeed, without such access, CLECs would incur substantial increases in cost and delay in bringing their services to market.

MGC provides voice and data services to small business and residential customers in the suburban urban ring. Therefore, MGC does not target the large business customer.

Accordingly, MGC is dependent on the existing NID or point of demarcation as maintained by the ILEC to provision loops to its prospective customers. Thus, it is imperative that the NID be included as a UNE. Furthermore, the NID must be kept in good condition so that MGC may be able to effectively provision facilities based voice and data services to the small business and residential customer.

Attached as Exhibit 1 is a picture of a typically maintained NID in Pacific Bell territory in Southern California. Not only should the NID be included as a UNE, but it must also be kept in good condition so that CLECs may more easily convert a customer from the ILEC network to the CLEC network.

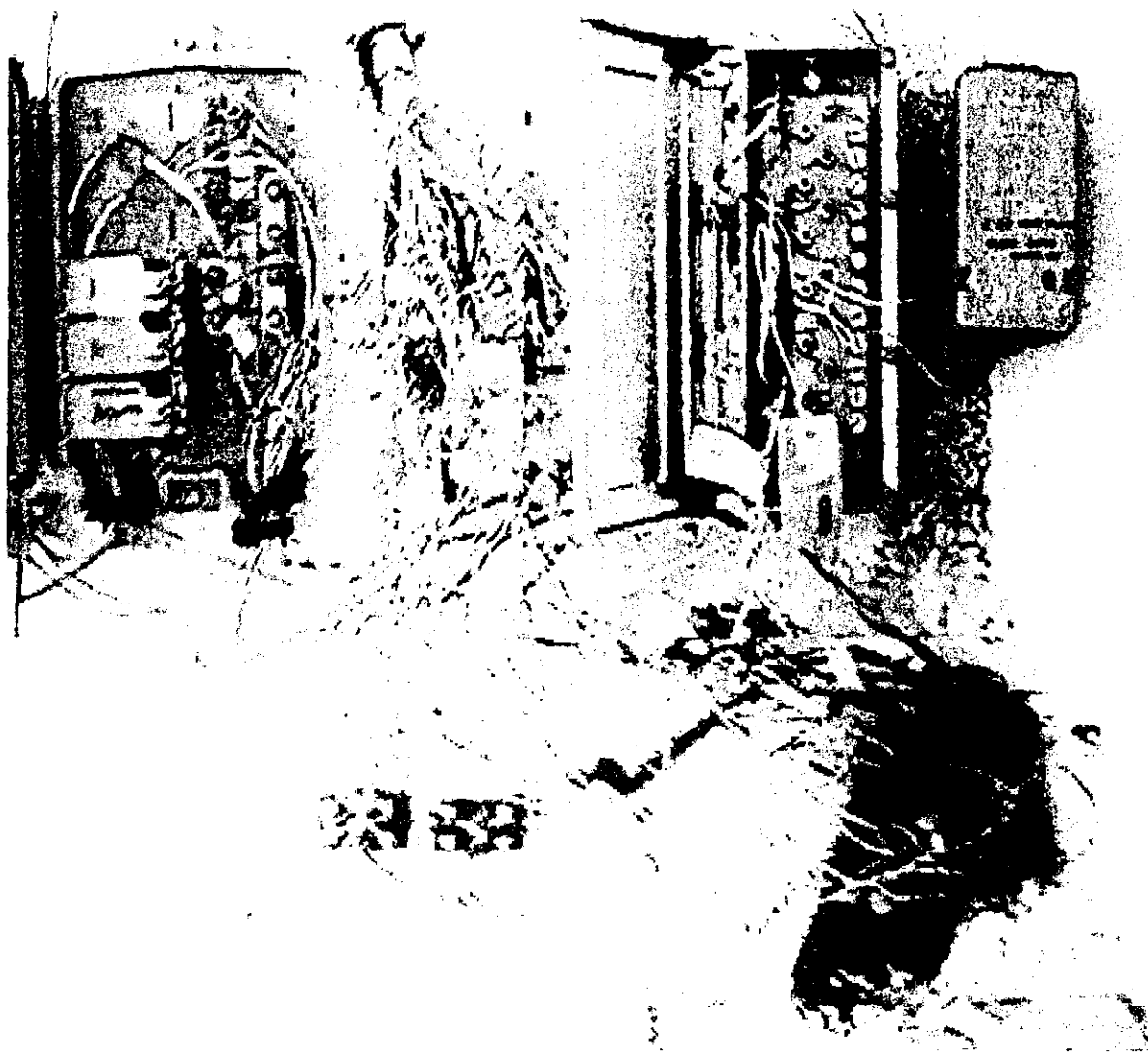
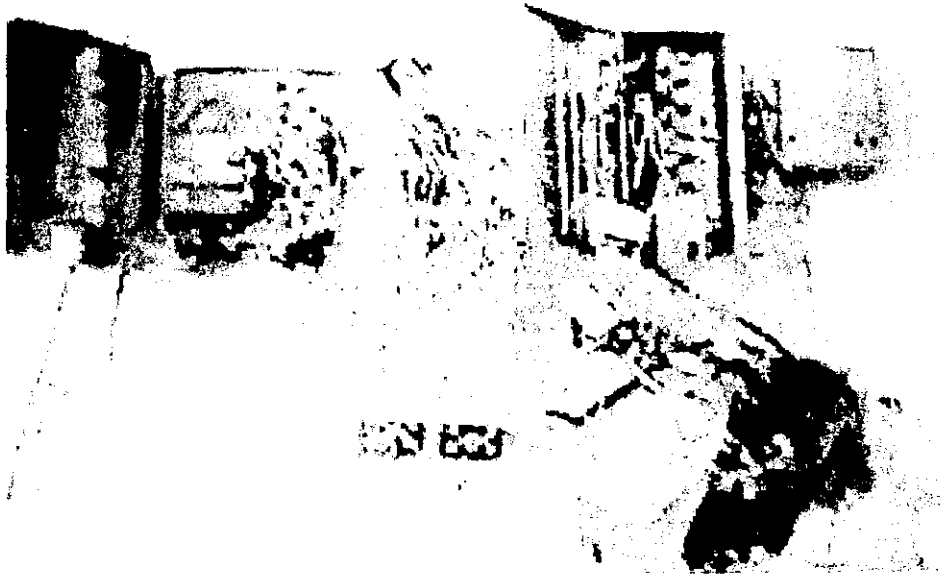
Scott

Take a look at the attached. This was for an order in PB territory to install 3 new lines and the picture you see is the NID (dmarc) the tech had to work with. The first time the tech went out, the line was not tagged. He tried to find it by detecting the number, but as you might guess, it was impossible to find. On the 2nd trip out, he did find the tag and completed the install. However, obviously two trips would have been unnecessary had the line been tagged the first time.

From the the techs tell me, what you see is very typical of PB equipment in the field. This makes it extremely difficult to do the work properly and is another reason why these lines should be tagged. If PB feels tagging the lines is breaking customer confidentiality, can't they just tag it with something that says "MGC" or something like that? That would assist the techs tremendously.

Let me know if that might be feasible for PB.

L



Cross Streets	ELAYNE 1015
Customer Billing Name	Ticket #
Service Name	Access Code - Business Hours
Service Address	Date Dispatched
City	Tel. Number
	CBR #

3 NEW INSTALS 626-618-8100, 626-618-8101,
4 626-618-8105 FAX

Conver.	New	Repair	Survey

Good To Dmarc - Tagged + Detected.
No One AT Suite. Looked + Remodeling

Telco:	customer:	vendor:	no charge:	charge:
--------	-----------	---------	------------	---------

Quantity	Part Number	Description	Unit Price	Amount
Total:				\$

Tech	Date	Start	Stop	Hours	Travel
1532	4-8-99	3:00	4:00		

Technician:

MGC work is guaranteed for 90 days. If you would like an inside wire maintenance agreement for \$_____ per month following the guarantee period, initial here: _____ **(THIS WIRE PLAN IS FOR RESIDENCE ONLY)**

DATE: 04/13 1999
TIME: 13:03:51

MGC COMMUNICATIONS, INC.
SERVICE ORDER
FAX: (702) 310-1206

PAGE NO: 1
PROGRAM: PHM010/310

=====

TELEPHONE#	: (626) 618-8100	ACCOUNT NUMR	: 064783
LISTING TYPE	: LISTED	NAME	: PETAL PUSHERS,
BUS/RES	: B	P.O.N.	: 10-00012871
S TYPE	: IP IPOC ORDER BUS/RES	#DIRECTORIES	: 1
REQ DUE DATE	: 04/08 1999	LCNA	: 8322
FOC DUE DATE	: 04/08 1999	S.O. STATUS	: CLOSED 04/08 1999

=====

===== CONTACT/PRIORITY INFORMATION =====

ENTERED BY	: ELAINE SIGWING	REQUESTED BY	: JENNIFER
ENTERED DATE	: 03/30 1999	REQUEST DATE	: 04/08 1999
CONTACT NAME	: JENNIFER	COMMENTS	: NEW SVC
CBR NUMBER	: (626) 303-4266		

=====

===== SERVICE ORDER COMMENTS =====

DATE	CODE	COMMENTS
03/30 1999	I	INSTALL 3 UNBUNDLED LOOPS FOR NEW SVC
03/30 1999	I	NOTE: POMONA SWITCH
03/30 1999	I	ORDER BEING WORKED BY ELAYNE-ONT
04/02 1999	I	RCVD FOC FOR DD 4/8/99...ELAYNE
04/06 1999	I	NDA COMPLETE

=====

===== SUBSCRIBER COMMENTS =====

DATE	CODE	COMMENTS
03/30 1999	I	ONE MTH FREE LINE CHARGES PER SALES REP DAVID
03/30 1999	I	MONTEZ

=====

===== SUBSCRIBER NAME AND ADDRESS =====

SUBSCRIBER ADDRESS	BILLING ADDRESS
PETAL PUSHERS	PETAL PUSHERS
11017 WEST HONDO PKWY	11017 WEST HONDO PKWY
SUITE B	SUITE B
TEMPLE CITY, CA 91780	TEMPLE CITY, CA 91780

=====

===== ADDITIONAL SUBSCRIBER INFORMATION =====

BUS/RES	: B	ST. EXEMPT:	MTH TOLL LM:	0
#DIRECTRY	: 1	FED EXEMPT:	STMT COPIES:	1
SALE CODE	: CZ---	CITY TAX	VACN RATES	: N
SDC SEC#	:	CNTY TAX	SR. CITIZEN	: N
LANGUAGE	:	FRAN TAX	HANDICAPPED	: N
PR.LICEN#	:	DEL EXEMPT:	DISCONNECT	:
BIRTHDATE	:	TAX DIST	TERMINATED	:

=====

===== PLANT RECORDS =====

NUMBER	REMOTE	PAIR	BLOCK&PIN	CABLE	CIRCUIT I.D.	ACT
(626) 618-8100	E4CA	347	00 0 04 59	NVE50	24LXQU204010-186PT	ADD
(626) 618-8101	E4CA	48	00 0 01 48	NVE50	24LXQU204010-187PT	ADD
(626) 618-8105	E4CA	148	00 0 02 52	NVE50	24LXQU204010-188PT	ADD

=====

===== ADDITIONAL NUMBERS =====

NUMBER	B/R	TYP	EFFECTIVE	TAR-CODE	RCF/RING-TO#	LOCATION
(626) 618-8100	B	ADD	04/08 1999			PILOT
(626) 618-8101	B	ADD	04/08 1999			2ND IN HUNT
(626) 618-8105	B	ADD	04/08 1999			FAX

=====

DATE: 04/13 1999
TIME: 13:03:51

MGC COMMUNICATIONS, INC.
SERVICE ORDER
FAX: (702) 310-1206

PAGE NO: 2
PROGRAM: PHM010/310

=====

TELEPHONE# : (626) 618-8100	ACCOUNT NUMR: 064783
LISTING TYPE: LISTED	NAME : PETAL PUSHERS,
BUS/RES : B	P.O.N. : 10-00012871
S TYPE : IP IPOC ORDER BUS/RES	#DIRECTORIES: 1
REQ DUE DATE: 04/08 1999	LCNA : 8322
FOC DUE DATE: 04/08 1999	S.O. STATUS : CLOSED 04/08 1999

=====

===== EQUIPMENT AND SERVICES =====

ITEM#	DESCRIPTION	R/N	QTY	RATE	AMOUNT	INSTALLED	REMOVED	A
(626) 618-8100								
B102P	BUSINESS LINE (MEASURED)	R	1	9.30	9.30	04/08/99		A
B113	SUBSCRIBR LINE CHRG-MLINE	R	1	6.07	6.07	04/08/99		A
B281	HUNTING-STRAIGHT	R	1	.00	.00	04/08/99		A
	REMK: PILOT							
B660	500 FREE LOCAL MINUTES	R	1	.00	.00	04/08/99		A
(626) 618-8101								
B102P	BUSINESS LINE (MEASURED)	R	1	9.30	9.30	04/08/99		A
B113	SUBSCRIBR LINE CHRG-MLINE	R	1	6.07	6.07	04/08/99		A
B281	HUNTING-STRAIGHT	R	1	.00	.00	04/08/99		A
	REMK: 2ND IN HUNT							
B660	500 FREE LOCAL MINUTES	R	1	.00	.00	04/08/99		A
(626) 618-8105								
B102P	BUSINESS LINE (MEASURED)	R	1	9.30	9.30	04/08/99		A
B113	SUBSCRIBR LINE CHRG-MLINE	R	1	6.07	6.07	04/08/99		A
B660	500 FREE LOCAL MINUTES	R	1	.00	.00	04/08/99		A

===== EQUAL ACCESS =====

NUMBER	-----INTERLATA CARRIER-----	-----INTRALATA CARRIER-----
(626) 618-8100	OLD: 0000	OLD: 0000
	NEW: 5642 MGC LON 04/08 1999	NEW: 5642 MGC LON 04/08 1999
(626) 618-8101	OLD: 0000	OLD: 0000
	NEW: 5642 MGC LON 04/08 1999	NEW: 5642 MGC LON 04/08 1999
(626) 618-8105	OLD: 0000	OLD: 0000
	NEW: 5642 MGC LON 04/08 1999	NEW: 5642 MGC LON 04/08 1999

===== DIRECTORY INFORMATION =====

PETAL PUSHERS 11017 WEST HONDO PKWY SUITE B TEMPLE CITY CA(626) 618-8100

CLASSIFIED HEADING: FLORISTS-RETAIL